IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

MONDAY, THE 19TH NOVEMBER 2007 / 28TH KARTHIKA 1929

RPFC.No. 84 of 2004()

MC.208/2001 of FAMILY COURT, KOZHIKODE
.....

REVISION PETITIONER/RESPONDENT:

HUSSAIN. V., S/O. PANARTHODIKAYIL
MUHAMMED, PANARTHODIKAYIL HOUSE, EDAKKARA P.O.,
MOOTHEDAM, MALAPPURAM DISTRICT.

BY ADV. SRI.NAGARAJ NARAYANAN
SRI.RAJAN VELLOTH
SRI.SAIJO HASSAN
SRI.SABU SREEDHARAN
SRI.VIMAL KUMAR.A.V.
SRI.A.G.GIRISH KUMAR

RESPONDENTS: PETITIONERS:
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1. N. NABEESA, NEROTH HOUSE,
CHEROOPPA P.O., MAVOOR, KOZHIKODE DISTRICT.

2. V. JASENA, (MINOR AGED 14 YEARS)
D/O. N. NABEESA, NEROTH HOUSE, CHEROOPPA P.O.,
MAVOOR, KOZHIKODE DISTRICT, (MINOR 2ND
RESPONDETN REPRESENTED BY GUARDIAN/MOTHER, THE
1ST RESPONDENT).

THIS REV.PETITION(FAMILY COURT) HAVING BEEN FINALLY HEARD ON 19/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J.

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R.P.(F.C).No.84 of 2004-A

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Dated this the 19th day of November, 2007

O R D E R

The revision petitioner is the counter petitioner in M.C.No.208/2001, the proceedings initiated under Section 125 Cr.P.C, by the wife and minor child of the counter petitioner. He is under orders to pay maintenance at the rate of Rs.500/- each per month. It is the contention raised herein that the revision petitioner/counter petitioner is impotent and incapable of procreation. The marriage is admitted. I find no such contention has been raised before the court below. In the circumstances and considering the fact that the amount of maintenance ordered is only reasonable, I find there is no ground to interfere in the order of the court below. The revision petition is dismissed.

K.R.UDAYABHANU,
Judge

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